

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
NORTHERN DIVISION**

DAVID D. HIGHTOWER,

Petitioner,

v.

MYLES STRID,

Respondent.

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No. 2:22-cv-00053-SPM

**MEMORANDUM AND ORDER**

This matter comes before the Court on its own motion. Petitioner David D. Hightower has filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. However, he has not filed a motion for leave to proceed in forma pauperis or paid the filing fee. *See* E.D. Mo. L.R. 2.01(B)(1) (“The Clerk may refuse to receive and file any pleading or document in any case until the applicable statutory fee is paid, except in cases accompanied by a completed application to proceed in forma pauperis”). Petitioner will therefore be directed to either file a motion for leave to proceed in forma pauperis or pay the full filing fee within **thirty (30) days** of the date of this order. If petitioner fails to comply, this action will be dismissed without prejudice and without further notice.

Accordingly,

**IT IS HEREBY ORDERED** that the Clerk of Court shall send to petitioner a copy of its motion for leave to proceed in forma pauperis form.

**IT IS FURTHER ORDERED** that petitioner must either file a motion for leave to proceed in forma pauperis or pay the full filing fee within **thirty (30) days** of the date of this order.

**IT IS FURTHER ORDERED** that if petitioner fails to either file a motion for leave to proceed in forma pauperis or pay the full filing fee within **thirty (30) days** of the date of this order, the Court will dismiss this action without prejudice and without further notice.

A handwritten signature in black ink, appearing to read "Shirley Padmore", followed by a horizontal line.

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SHIRLEY PADMORE MENSAH  
UNITED STATES MAGISTRATE JUDGE

Dated this 14th day of November, 2022.